

# Exhibit 13

*Redacted Public Version*

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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

- - - - - x  
NIKE, INC.  
Plaintiff  
vs. CA No. 1:22-CV-000983-VEC  
STOCKX LLC  
Defendant  
- - - - - x

VIDEO DEPOSITION of CATHERINE TUCKER, PhD  
Tuesday, July 11, 2023 - 12:13 p.m.  
DLA Piper LLP (US)  
33 Arch Street  
Boston, Massachusetts

Reporter: Jill K. Ruggieri, RPR, RMR, FCRR, CRR

<p style="text-align: right;">Page 2</p> <p>1 APPEARANCES:</p> <p>2</p> <p>3 DLA Piper LLP (US)</p> <p>4 Marc E. Miller, Esq.</p> <p>5 Jane W. Wise, Esq.</p> <p>6 1251 Avenue of the Americas</p> <p>7 New York, New York 10020-1104</p> <p>8 212.335.4500</p> <p>9 marc.miller@dlapiper.com</p> <p>10 jane.wise@dlapiper.com</p> <p>11 Counsel for plaintiff</p> <p>12</p> <p>13 Debevoise &amp; Plimpton LLP</p> <p>14 Megan K. Bannigan, Esq.</p> <p>15 Kate Saba, Esq.</p> <p>16 66 Hudson Boulevard</p> <p>17 New York, New York 10001</p> <p>18 212.909.6000</p> <p>19 mkbannigan@debevoise.com</p> <p>20 ksaba@debevoise.com</p> <p>21 Counsel for defendant</p> <p>22</p> <p>23 Videographer: Geoffrey Bassett</p> <p>24</p> <p>25</p>	<p style="text-align: right;">Page 4</p> <p>1 P R O C E E D I N G S</p> <p>2</p> <p>3 THE VIDEOGRAPHER: Good day,</p> <p>4 everyone. We are now on the record. Today's</p> <p>5 date is July 11, 2023, and the time is now</p> <p>6 12:13 a.m. Eastern Standard Time.</p> <p>7 We're here today for the</p> <p>8 video-recorded deposition of Catherine Tucker</p> <p>9 in the matter of Nike, Incorporated v. StockX</p> <p>10 LLC. My name is Geoffrey Bassett, with</p> <p>11 Veritext. The court reporter today is Jill</p> <p>12 Ruggieri -- sorry, Ruggieri.</p> <p>13 At this time, I will ask</p> <p>14 attorneys in attendance to please introduce</p> <p>15 themselves for the record.</p> <p>16 MR. MILLER: Good afternoon. My</p> <p>17 name is Marc Miller from DLA Piper on behalf of</p> <p>18 plaintiff Nike, Inc., and I'm joined by my</p> <p>19 colleague, Jane Wise of DLA Piper.</p> <p>20 MS. BANNIGAN: Good afternoon.</p> <p>21 This is Megan Bannigan from Debevoise &amp;</p> <p>22 Plimpton on behalf of defendant StockX, and</p> <p>23 with me today is Kathryn Saba, also from</p> <p>24 Debevoise.</p> <p>25 THE VIDEOGRAPHER: Thank you.</p>
<p style="text-align: right;">Page 3</p> <p>1 I N D E X</p> <p>2</p> <p>3 WITNESS:</p> <p>4</p> <p>5 CATHERINE TUCKER, PhD</p> <p>6 Examination by Mr. Miller 5</p> <p>7 Examination by Ms. Bannigan 206</p> <p>8</p> <p>9 E X H I B I T S</p> <p>10</p> <p>11 Exhibit 1 Expert report of Catherine 62</p> <p>12 Tucker, PhD</p> <p>13 Exhibit 2 Expert Rebuttal Report of 79</p> <p>14 Catherine Tucker, PhD</p> <p>15 Exhibit 3 Expert Surrebuttal Report of 84</p> <p>16 Catherine Tucker, PhD</p> <p>17 Exhibit 4 Webpage: 137</p> <p>18 <a href="http://stockx.com/nike-dunk-low-retro-white-black-2021">http://stockx.com/nike-dunk-</a></p> <p>19 <a href="http://stockx.com/nike-dunk-low-retro-white-black-2021">low-retro-white-black-2021</a></p> <p>20 Exhibit 5 PageVault - Authentication - 150</p> <p>21 StockX</p> <p>22</p> <p>23</p> <p>24</p> <p>25</p>	<p style="text-align: right;">Page 5</p> <p>1 At this time, I'll hand it over to the court</p> <p>2 reporter.</p> <p>3</p> <p>4 CATHERINE TUCKER, PhD, a witness</p> <p>5 having been duly sworn, on oath deposes and</p> <p>6 says as follows:</p> <p>7</p> <p>8 EXAMINATION</p> <p>9 BY MR. MILLER:</p> <p>10 Q Good afternoon, Dr. Tucker. Thank</p> <p>11 you for coming in today.</p> <p>12 You've been deposed before,</p> <p>13 right?</p> <p>14 A Yes, I have.</p> <p>15 Q How many times?</p> <p>16 A I think somewhat over 20.</p> <p>17 Q Okay.</p> <p>18 So I will forgo the usual</p> <p>19 instructions since I think you've been through</p> <p>20 this before, but I'll just note that if we can</p> <p>21 speak one at a time, I'll try not to interrupt</p> <p>22 you while you're answering my question, and</p> <p>23 please do the same, wait until I'm finished</p> <p>24 with my question before you begin your answer</p> <p>25 so that we don't drive our court reporter</p>

Page 130

1 Q Okay.

2 Does StockX need to trust its

3 sellers?

4 A I think -- I wouldn't put it like

5 that.

6 Q Why not?

7 A I would say that StockX as a platform

8 has to come up with a set of features and

9 technologies which incentivize its sellers to

10 behave in a trustworthy way, and it's those --

11 and that allows it to trust its sellers.

12 Q So does StockX need to trust its

13 sellers to be successful?

14 A It needs to have policies which means

15 it can trust its sellers, certainly.

16 Q Are you aware of StockX taking any

17 actions to investigate sellers on its platform?

18 A So, yes.

19 Q What are those?

20 [REDACTED]

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[REDACTED]

6 Q So you're talking about one example

7 Mr. Huber provided in his deposition, right?

8 A So that was one of the things that he

9 talked about in his deposition they do which

[REDACTED]

Page 132

1 [REDACTED]

6 Q Have you studied the incentives that

7 shape seller behavior on StockX's platform?

8 A So my report is primarily focused on

9 StockX's incentives. I think I allude to

10 sellers' incentives somewhat.

11 I would say that my report is

12 more focused on StockX's incentives and its

13 incentives to make sure that sellers behave in

14 line with its incentives rather than maybe

15 short-run profit maximization.

16 Q So is it fair to say that no, you

17 have not studied the interactive -- excuse me,

18 the incentives that shape seller behavior on

19 StockX's platform?

20 A No, that would be the opposite.

21 Instead, what I have studied --

22 I haven't studied -- you know, it's not the

23 case I've done some kind of ethnographic study

24 or survey of sellers on StockX.

25 Instead what I focused on is the

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1 way that StockX tries to shape sellers'

2 incentives on StockX, so that when they become

3 part of the platform they behave in a way which

4 means that interaction with the buyer is going

5 to go well.

6 Q And what are the ways that StockX

7 shapes seller incentives for behavior on its

8 platform?

9 A So I think an important one, which --

10 as I note in my report, is that if I'm a seller

11 on StockX and I know my product is going to go

12 through a verification process, this means I am

13 not going to be incentivized to try and send in

14 goods which won't pass that verification

15 process.

16 Q Other than the verification process,

17 what are the other ways that StockX shapes

18 seller incentives for behavior on its platform?

19 A Well, other ways they do which, you

20 know, I mention -- I think I mention in my

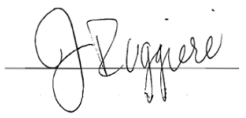
21 rebuttal report are -- and I'm going to

22 pronounce his name poorly. [REDACTED]

<p style="text-align: right;">Page 146</p> <p>1 expensive. So I just saw the \$400 and just 2 said no. 3       You know, if it was the case 4 that I had seen the "100 percent authentic," 5 you know, I would have probably tried to 6 understand what that means, but I -- I never 7 got that far, so I can't really tell you. 8       Q And so how about sitting here today, 9 if you were shopping for this shoe and saw the 10 words "100 percent authentic," as a consumer, 11 what would that mean to you? 12       A So again, I'm not offering expert 13 opinion. I haven't done any surveys on 14 consumer impressions. What I've learned 15 during -- as the process of writing these 16 reports is that even Nike, when it's thinking 17 about a verification process, is doing it on a 18 scale, and so therefore I know that given 19 Nike's doing it on a scale, what you're seeing 20 when you buy something which is going through 21 these authentication processes is that you're 22 buying something where there's some continuum 23 measure of how likely it is to be authentic 24 versus not. 25       So that's what I've learned</p>	<p style="text-align: right;">Page 148</p> <p>1       Q So that's a mockup, right? 2       A Yes. So this was one of -- when they 3 were thinking about how to build out this 4 proposed platform, which obviously never 5 happened, Nike itself was thinking not of 6 authentication as being 0-1 but instead being 7 something they would do on a scale. 8       Q Mm-hmm. 9       Have you seen any evidence that 10 Nike is actually using what you call the mockup 11 in practice to authenticate its own shoes? 12       A So no. I mean, I think my entire 13 point is that this is really difficult to do, 14 and that Nike itself abandoned its own efforts 15 to try and have a resale marketplace. But it 16 was telling to me that in their mockups, in 17 their plans for it, that they were thinking 18 about a score. 19       Q Okay. 20       Let's go back to my original 21 question, Dr. Tucker. 22       You're not answering it, instead 23 talking in circles about a mockup. 24       MS. BANNIGAN: Objection, Marc. 25       Q Let's go back to my original question</p>
<p style="text-align: right;">Page 147</p> <p>1 during the case, really. And it's hard to 2 unlearn that when you ask my opinion now. 3       Q Sorry. I'm confused by something 4 you've said now a couple of times. 5       Why do you believe that Nike is 6 authenticating its own shoes on a scale? 7       A Oh, this is in -- thank you for 8 asking me. 9       This is something which is in my 10 rebuttal report, and it -- I'll just go to the 11 paragraph where I talk about this. And it was 12 to do with the -- if you remember, there's a -- 13 I'm going to be slow finding it now. 14       But my point is is that -- I'm 15 just going to -- I'm useless at finding things 16 in my own report. 17       (The deponent read the 18 document.) 19       So yes, I'm sorry for being so 20 long to find it, but it's paragraph 29 where I 21 talk about confidence scores, and that is 22 related to footnote 64, an authentication 23 score, a confidence score. And that was 24 something that they were proposing in one of 25 their mockups of this service.</p>	<p style="text-align: right;">Page 149</p> <p>1 of what I was asking you about on Exhibit 4, 2 which is the words "100 percent authentic." 3       If you were a consumer shopping 4 on this platform, as you once did for your 5 daughter for a similar pair of shoes, what 6 would you understand the term "100 percent 7 authentic" to mean? 8       A So I think I've answered this several 9 times. But again, if I was to see the term 10 "100 percent authentic," I would try and 11 understand what that means and try and 12 understand, well, given this is a resale 13 platform, how are they doing authentication, 14 what process and policies do they have. 15       I would understand it that 16 there's definitely some kind of authentication 17 process in the background, but I'd probably 18 want to take steps to try and understand that. 19       Q How would you do that, to try to 20 understand what "100 percent authentic" means 21 on the StockX platform? 22       A So if it was the case that I had gone 23 ahead and bought these shoes for my daughter, 24 you know, I would try and find out, is this 25 something which actually has something real</p>

<p style="text-align: right;">Page 150</p> <p>1 behind it.</p> <p>2 And, you know, I would have then</p> <p>3 looked in to see, well, oh, there actually is</p> <p>4 this verification procedure where they go and</p> <p>5 inspect these shoes, and that would indeed give</p> <p>6 me comfort that this is a way of weeding out</p> <p>7 fakes.</p> <p>8 MR. MILLER: Can you mark that,</p> <p>9 please?</p> <p>10 (Exhibit 5 marked for</p> <p>11 identification.)</p> <p>12 BY MR. MILLER:</p> <p>13 Q So, Dr. Tucker, you've been given</p> <p>14 Exhibit 5, which bears the Bates numbers</p> <p>15 NIKE0006785.</p> <p>16 Do you see that on the front</p> <p>17 page?</p> <p>18 A Yes, I do.</p> <p>19 Q Okay.</p> <p>20 If you flip to the second page,</p> <p>21 do you recognize this document?</p> <p>22 A I'm trying to recall if I've seen</p> <p>23 this precise version of the policy, but yes, I</p> <p>24 recognize this as a description of the process,</p> <p>25 the verification process we've been talking</p>	<p style="text-align: right;">Page 152</p> <p>1 before?</p> <p>2 A I'm so sorry, I just don't recall if</p> <p>3 it's this precise document.</p> <p>4 Q Did you --</p> <p>5 A I've seen -- you know, I've seen</p> <p>6 Dr. Kammel's report and whatever she cited to.</p> <p>7 Q Did you consider StockX's</p> <p>8 authentication process webpage in forming your</p> <p>9 opinion in this matter?</p> <p>10 A So yes, as I've described, I did try</p> <p>11 and understand the process as part of writing</p> <p>12 all three of my reports.</p> <p>13 Q Okay.</p> <p>14 Can you please read the text in</p> <p>15 the white box on the top left of the page?</p> <p>16 A "Guaranteed Authenticity. Every</p> <p>17 item. Every time. Shop on StockX with</p> <p>18 complete confidence knowing every purchase is</p> <p>19 100 percent verified authentic."</p> <p>20 Q Do you believe, or is it your opinion</p> <p>21 that consumers shopping on a resale platform</p> <p>22 like StockX face doubts about whether the goods</p> <p>23 they're shopping for are genuine?</p> <p>24 A So that's a general question, and I</p> <p>25 haven't done any consumer surveys, but</p>
<p style="text-align: right;">Page 151</p> <p>1 about.</p> <p>2 Q Sorry, I don't know if I got an</p> <p>3 answer to my question.</p> <p>4 Have you ever seen this document</p> <p>5 before?</p> <p>6 A Sorry, I just don't recall if I've</p> <p>7 seen this precise version of the</p> <p>8 authentication/verification process. I've</p> <p>9 certainly seen versions, but I don't know if</p> <p>10 I've seen this version you've presented me</p> <p>11 with.</p> <p>12 Q Do you recall if you've seen a</p> <p>13 version where the first words on the page are</p> <p>14 "Guaranteed Authenticity"?</p> <p>15 A So I'm -- again, I'm not sure if this</p> <p>16 is one of the -- the documents -- if this is</p> <p>17 the precise document that Dr. Kammel was citing</p> <p>18 when she was talking about the use of the word</p> <p>19 "authenticity."</p> <p>20 But certainly I recall having</p> <p>21 reviewed the documents which Dr. Kammel was</p> <p>22 basing her opinions upon when it comes to when</p> <p>23 this process was called the authentication</p> <p>24 process.</p> <p>25 Q So you have seen this document</p>	<p style="text-align: right;">Page 153</p> <p>1 certainly I think from an economic standpoint</p> <p>2 that customers are going to want to -- as we've</p> <p>3 talked about before -- receive genuine</p> <p>4 products.</p> <p>5 Q Does StockX's guarantee on this page</p> <p>6 that every purchase is 100 percent verified</p> <p>7 authentic create consumer trust?</p> <p>8 A So, again, I haven't done a survey</p> <p>9 about how consumers react to this process.</p> <p>10 Instead what I do in my report is that this</p> <p>11 process, which underlies this -- this document</p> <p>12 where, you know, you've got "trust the process"</p> <p>13 here. This is what's instilling the trust,</p> <p>14 this process which they describe below as a</p> <p>15 rigorous, multistep verification procedure that</p> <p>16 includes the following checkpoints.</p> <p>17 Q So earlier when I was asking you</p> <p>18 about coring techniques used on platforms, I</p> <p>19 think you mentioned eBay as one of the</p> <p>20 platforms you looked at as part of your case</p> <p>21 studies, right?</p> <p>22 A That's correct.</p> <p>23 Q And you said that eBay, one of the</p> <p>24 coring techniques it uses to create trust is</p> <p>25 guaranteeing authenticity, right?</p>

<p style="text-align: right;">Page 178</p> <p>1 A So I think it's certainly possible, 2 yes. 3 Q Do you know if consumers doing a 4 search like that would be aware that StockX is 5 a secondary or resale marketplace based on the 6 Google search results? 7 A Again, I have not studied this or 8 done this experiment. All I can tell you is 9 about my own experience, that the moment I went 10 to StockX, it was very clear it was a secondary 11 marketplace to me. 12 Q When you went to the link that your 13 daughter sent you for the Nike Dunk Low black 14 and white shoe, what was clear to you when 15 visiting that link that StockX was a secondary 16 marketplace? How did you learn that? 17 A Well, it's difficult to remember at 18 this distance. But, you know, the moment I see 19 things like "view asks," "view bids," that's 20 the kind of indication to me that we're not -- 21 you know, we're definitely in a platform 22 setting. 23 You know, obviously I teach 24 platform so maybe I take different cues than 25 some other people, but no, I mean, it seems</p>	<p style="text-align: right;">Page 180</p> <p>1 And that evidence is clear to 2 you because you study platforms, right? 3 A So I'm saying that some of the things 4 which I see, such as "view asks," "view bids," 5 may be less clear to some consumers. But the 6 moment you see things like the product details 7 and, you know, a retail price and a release 8 date, it becomes far more evident. 9 You know. And again, I can't -- 10 again, it's hard to imagine -- I've not done a 11 survey of consumers, but the moment you see 12 "sell this item," again, it's going to evoke 13 websites such as eBay rather than a normal 14 retailer. 15 Q Okay. 16 But just to be clear, you're not 17 offering an opinion about what consumers do or 18 do not understand when they visit StockX's 19 platform to purchase a shoe like this Nike Dunk 20 Low, right? 21 A No, I haven't done any survey work or 22 anything. You were just asking me for my 23 reactions and I was giving them. But it seems 24 quite obvious to me. 25 Q Okay.</p>
<p style="text-align: right;">Page 179</p> <p>1 very clear to me it's a secondary marketplace, 2 and the moment that you do any investigation of 3 the website, it becomes clearer and clearer. 4 Q So on the exhibit that you're holding 5 in your hand, it says "Buy for 265," right? 6 A Yes, that's right. 7 Q Do you think a consumer looking to 8 purchase this shoe for that amount of money 9 would think that they were buying it from a 10 secondary marketplace as opposed to just a 11 retailer of this shoe? 12 A Well, I mean, I haven't done any kind 13 of survey examination of how consumers respond. 14 All I would say is the moment I'm here and I'm 15 seeing things like retail price, \$110, release 16 date, in the past, that's the moment I know 17 that this is a secondary marketplace. 18 Q Sure. 19 A So I haven't actually surveyed 20 customers to see what cues they pick up on. 21 Q Right. 22 A But I certainly see, you know, in all 23 the product description, you know, clear 24 evidence that it is a secondary marketplace. 25 Q Okay.</p>	<p style="text-align: right;">Page 181</p> <p>1 Going back to my question about 2 shoes -- Nike shoes that are being sold through 3 Nike.com and Nike authorized retailers while 4 simultaneously being available to be purchased 5 on the StockX platform, can you explain to me 6 why consumers shopping for that shoe does not 7 put Nike and StockX in a competitive position? 8 A Well, I think I do that quite well in 9 my -- honestly in my surrebuttal report, so I 10 don't want to be repetitive. 11 But ultimately, when you're an 12 economist trying to understand whether there's 13 a competitive constraint, you have to ask 14 yourself, well, if there's a price increase in 15 one of these firms, would you see substitution 16 to the other firm? 17 And as I described in my report, 18 that doesn't seem clear-cut at all here. If 19 it -- you know, if we're just thinking about a 20 price increase on Nike.com, then potentially 21 that's going to reduce demand for its shoes, 22 meaning that there's less of a rarity factor 23 and that people are able to buy them on this 24 primary market. 25 And as a result, what we're</p>

<p style="text-align: right;">Page 214</p> <p style="text-align: center;">1        C E R T I F I C A T E</p> <p>2        I, Jill K. Ruggieri, Registered Merit</p> <p>3 Reporter and Certified Realtime Reporter, do certify</p> <p>4 that the deposition of CATHERINE TUCKER, PhD, in</p> <p>5 the above-captioned matter, on July 11, 2023, was</p> <p>6 stenographically recorded by me; that the witness</p> <p>7 provided satisfactory evidence of identification, as</p> <p>8 prescribed by Executive Order 455 (03-13) issued by</p> <p>9 the Governor of the Commonwealth of Massachusetts,</p> <p>10 before being sworn by me, a Notary Public in and for</p> <p>11 the Commonwealth of Massachusetts; that the</p> <p>12 transcript produced by me is a true record and</p> <p>13 accurate record of the proceedings to the best of my</p> <p>14 ability; that I am neither counsel for, related to,</p> <p>15 nor employed by any of the parties to the above</p> <p>16 action; and further that I am not a relative or</p> <p>17 employee of any attorney or counsel employed by the</p> <p>18 parties thereto, nor financially or otherwise</p> <p>19 interested in the outcome of the proceedings.</p> <p>20 </p> <p>21 _____</p> <p>22 Jill K. Ruggieri, RPR, RMR, FCRR, CRR</p> <p>23</p> <p>24 Transcript review was requested of the reporter.</p> <p>25</p>	<p style="text-align: right;">Page 216</p> <p>1 _____</p> <p>2 _____</p> <p>3 _____</p> <p>4 _____</p> <p>5 _____</p> <p>6 _____</p> <p>7 _____</p> <p>8 _____</p> <p>9 _____</p> <p>10 _____</p> <p>11 _____</p> <p>12 _____</p> <p>13 _____</p> <p>14 _____</p> <p>15 _____</p> <p>16 _____</p> <p>17 _____</p> <p>18 _____</p> <p>19 _____</p> <p>20 _____</p> <p>21 _____</p> <p>22 _____</p> <p>23 _____</p> <p>24 I have read the transcript of my deposition taken</p> <p>25 on July 11, 2023. Except for any</p> <p>corrections or changes noted above, I hereby</p> <p>subscribe to the transcript as an accurate record</p>
<p style="text-align: right;">Page 215</p> <p>1 WITNESS: CATHERINE TUCKER, PhD</p> <p>2</p> <p>3        SIGNATURE PAGE/ERRATA SHEET</p> <p>4</p> <p>5 PAGE    LINE    CHANGE OR CORRECTION AND REASON</p> <p>6 _____</p> <p>7 _____</p> <p>8 _____</p> <p>9 _____</p> <p>10 _____</p> <p>11 _____</p> <p>12 _____</p> <p>13 _____</p> <p>14 _____</p> <p>15 _____</p> <p>16 _____</p> <p>17 _____</p> <p>18 _____</p> <p>19 _____</p> <p>20 _____</p> <p>21 _____</p> <p>22 _____</p> <p>23 _____</p> <p>24 _____</p> <p>25 _____</p>	<p style="text-align: right;">Page 217</p> <p>1 of the statements made by me.</p> <p>2 Signed under the pains and penalties of perjury.</p> <p>Deponent: _____ / ____/2023</p> <p>3        CATHERINE TUCKER, PhD</p> <p>On this _____ day of _____, 202____, before me,</p> <p>4 the undersigned notary public, personally appeared</p> <p>CATHERINE TUCKER, PhD, who presented satisfactory</p> <p>5 evidence of identification, to wit,</p> <p>_____, and signed this document in my</p> <p>6 presence.</p> <p>7 _____</p> <p>Notary Public in and for _____</p> <p>8 My commission expires _____</p> <p>9 _____</p> <p>10 _____</p> <p>11 _____</p> <p>12 _____</p> <p>13 _____</p> <p>14 _____</p> <p>15 _____</p> <p>16 _____</p> <p>17 _____</p> <p>18 _____</p> <p>19 _____</p> <p>20 _____</p> <p>21 _____</p> <p>22 _____</p> <p>23 _____</p> <p>24 _____</p> <p>25 _____</p>

**Deposition Date: 7/11/2023****Deponent: Catherine Tucker, Ph.D. – Errata Sheet****Case Name: Nike, Inc. v. StockX LLC, No. 22 CV 983 (VC) (SN)**

<b>Page(s): Line(s)</b>	<b>Now Reads</b>	<b>Should Read</b>	<b>Reason</b>
12:8-9	which I think DealDash believed <b>on their</b> -- infringed on their trademarks	which I think DealDash believed infringed on their trademarks	Clarification
13:16-17	a cooler made by a famed firm <b>name</b> RTIC infringed	a cooler made by a famed firm <b>named</b> RTIC infringed	Typographical Error
30:22-24	Another would be Nandita -- <b>and I apologize, I'm forgetting her last name.</b>	Another would be Nandita <b>Krishnaswamy.</b>	Clarification
31:4-5	so there's also a <b>Julia.</b>	so there's also a <b>Johanna.</b>	Clarification
31:7	<b>Julia?</b>	<b>Johanna?</b>	Clarification
31:8	<b>Julia.</b>	<b>Johanna.</b>	Clarification
33:23	<b>Thibault</b>	<b>Thibaud</b>	Typographical Error
34:6	There's two Juliettes and a <b>Julia?</b>	There's two Juliettes and a <b>Johanna?</b>	Clarification
37:13	between 1999 -- 1999 and 1996	between 1999 and 1996	Clarification

**Deposition Date: 7/11/2023****Deponent: Catherine Tucker, Ph.D. – Errata Sheet****Case Name: Nike, Inc. v. StockX LLC, No. 22 CV 983 (VC) (SN)**

Page(s): Line(s)	Now Reads	Should Read	Reason
39:13-14	I have been on a few what you might call <b>an</b> advisory <b>board</b>	I have been on a few <b>of</b> what you might call advisory <b>boards</b>	Transcription Error
40:5	copyright counterfeiting.	copyright, counterfeiting.	Typographical Error
42:9-10	the end result of these purse parties <b>are</b> often to induce	the end result of these purse parties <b>is</b> often to induce	Clarification
42:12	being a bit ashamed <b>having</b>	being a bit ashamed <b>of</b> having	Transcription Error
44:3-4	very good -- hard to have the right dependent measure	very hard to have the right dependent measure	Clarification
50:10-11	So, no, I have never – I’ve never <b>done</b> .	So, no, I have never – I’ve never <b>done so</b> .	Clarification
52:10-15	So if I buy sneakers, <b>I</b> bought them from a variety of places. I mean, it’s going to sound tragic. <b>I</b> bought them from Walmart. I’ve bought them from Target. I’ve bought them from Amazon. <b>I</b> bought them from a Nike store. I’ve bought them from a New Balance outlet	So if I buy sneakers, <b>I’ve</b> bought them from a variety of places. I mean, it’s going to sound tragic. <b>I’ve</b> bought them from Walmart. I’ve bought them from Target. I’ve bought them from Amazon. <b>I’ve</b> bought them from a Nike store. I’ve bought them from a New Balance outlet	Transcription Error
60:8-9	I can’t say <b>that</b> .	I can’t say <b>never</b> .	Transcription Error

**Deposition Date: 7/11/2023****Deponent: Catherine Tucker, Ph.D. – Errata Sheet****Case Name: Nike, Inc. v. StockX LLC, No. 22 CV 983 (VC) (SN)**

<b>Page(s): Line(s)</b>	<b>Now Reads</b>	<b>Should Read</b>	<b>Reason</b>
65:11	Dr. Kammel	Ms. Kammel	Clarification
65:21	Dr. Kammel's	Ms. Kammel's	Clarification
71:7	Dr. Kammel	Ms. Kammel	Clarification
74:9	verified verification	verification	Clarification
77:25	they were launching in the NFT and	they were launching in the NFT <b>space</b> and	Clarification
80:20	Dr. Kammel's	Ms. Kammel's	Clarification
81:10	Dr. Kammel's	Ms. Kammel's	Clarification
86:24-25	I don't think that's <b>not</b> a new opinion	I don't think that's a new opinion	Transcription Error
92:21- 93:1	It means that when you look at StockX's incentive, they have what I call its imperative, is central to their ability to thrive, to engender trust on its platform between the different user groups, here buyers and sellers	It means that when you look at StockX's incentive, they have what I call its imperative, <b>which</b> is central to their ability to thrive, to engender trust on its platform between the different user groups: here buyers and sellers	Clarification

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<b>Page(s): Line(s)</b>	<b>Now Reads</b>	<b>Should Read</b>	<b>Reason</b>
94:10-12	I believe that StockX has huge incentives to maintain trust, <b>so</b> generate and preserve trust on its platform.	I believe that StockX has huge incentives to maintain trust, <b>to</b> generate and preserve trust on its platform.	Clarification
99:7	Mr. <b>Amin</b> [sic]	Mr. <b>Amidon</b>	Clarification
108:14-15	how they've experimented, <b>been constantly</b> trying to improve	how they've experimented, <b>how they've been constantly</b> trying to improve	Clarification
114:9	Dr. Kammel	Ms. Kammel	Clarification
123:15	<b>yet</b> don't yet have a critical mass	don't yet have a critical mass	Clarification
124:1	Dr. Kammel	Ms. Kammel	Clarification
124:12	MS. <b>LAWSON</b> : Objection to form	MS. <b>BANNIGAN</b> : Objection to form	Transcription Error
129:2-3	when I was reviewing Mr. Huber's <b>report</b>	when I was reviewing Mr. Huber's <b>deposition</b>	Clarification
133:22-23	I think it's Mr. Amin – Russell Amin	I think it's Mr. Amidon – Russell Amidon	Clarification

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<b>Page(s): Line(s)</b>	<b>Now Reads</b>	<b>Should Read</b>	<b>Reason</b>
136:2	Dr. Kammel's	Ms. Kammel's	Clarification
136:11	Dr. Kammel	Ms. Kammel	Clarification
137:3	Dr. Kammel's	Ms. Kammel's	Clarification
137:7	Dr. Kammel	Ms. Kammel	Clarification
137:10	Dr. Kammel's	Ms. Kammel's	Clarification
138:9	<b>I don't know if they come within your complaint</b>	<b>I can't remember if within your complaint</b>	Transcription Error
139:10	Dr. Kammel's	Ms. Kammel's	Clarification
151:17	Dr. Kammel	Ms. Kammel	Clarification
151:21	Dr. Kammel	Ms. Kammel	Clarification
152:6	Dr. Kammel's	Ms. Kammel's	Clarification
159:8	Dr. Kammel	Ms. Kammel	Clarification
160:4	Dr. Kammel	Ms. Kammel	Clarification

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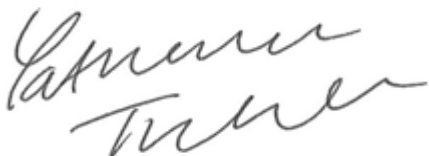
<b>Page(s): Line(s)</b>	<b>Now Reads</b>	<b>Should Read</b>	<b>Reason</b>
160:8-9	if there were <b>clear</b> instances where it was clear-cut	if there were instances where it was clear-cut	Clarification
160:10	Dr. Kammel	Ms. Kammel	Clarification
161:13	Dr. Kammel	Ms. Kammel	Clarification
161:14-15	but my <b>understanding</b> , it was a codification	but my <b>understanding is that</b> it was a codification	Clarification
163:3	But <b>my also</b> understanding	But <b>also, my</b> understanding	Clarification
164:8-9	limit that time window to <b>sort of</b> product complaints.	limit that time window of <b>other sorts of</b> product complaints.	Clarification
191:13-15	They're currently being used as <b>underpinning some kind</b> of generative AI platforms.	They're currently being used as <b>underpinning for some kinds</b> of generative AI platforms.	Clarification
201:13-14	I think this is something Mr. McNew actually <b>did</b> pick up on	I think this is something Mr. McNew actually <b>didn't</b> pick up on	Transcription Error
203:15-16	<b>what</b> happens	<b>why</b> it happens	Transcription Error

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Page(s): Line(s)	Now Reads	Should Read	Reason
204:9	I sort of go <b>for</b> it all	I sort of go <b>through</b> it all	Transcription Error
207:10-11	his opinions expressed in a report change mine	his opinions expressed in <b>his</b> report change mine	Clarification
207:11-13	I have reason to dispute some of the <b>way</b> he expressed it.	I have reason to dispute some of the <b>ways</b> he expressed it.	Transcription Error
208:5-6	this data <b>now has</b> suggested to me	this data <b>analysis</b> suggested to me	Transcription Error
209:19-20	didn't quite <b>understood</b> what he <b>mean</b>	didn't quite <b>understand</b> what he <b>meant</b>	Clarification
211:5	Dr. Kammel's	Ms. Kammel's	Clarification
211:8	Dr. Kammel's	Ms. Kammel's	Clarification
211:12	Dr. Kammel's	Ms. Kammel's	Clarification
211:20	Dr. Kammel	Ms. Kammel	Clarification
211:25	Dr. Kammel's	Ms. Kammel's	Clarification
212:20-21	right kind of barriers to entry which <b>you're</b> giving incentives	right kind of barriers to entry which <b>are</b> giving incentives	Transcription Error

I, Catherine Tucker, Ph.D., do hereby certify under penalty of perjury that I have read the foregoing transcript of my deposition taken on July 11, 2023; that I have made such corrections as appear noted herein; and that my testimony as contained herein, as corrected, is true and correct.

DATED this 14<sup>th</sup> day of August, 2023.

A handwritten signature in cursive script, appearing to read "Catherine Tucker", written in dark ink.

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Catherine Tucker